

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 510

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, AMENDING TITLE 19 OF THE BURIEN MUNICIPAL CODE RELATED TO OFF-SITE COMMERCIAL PARKING, PROVIDING FOR SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in June, 1999, the City of Burien adopted a new zoning code establishing zoning regulations for the City of Burien; and

WHEREAS, the need to add flexibility in the siting of off-site commercial parking facilities has led to the proposed amendments; and

WHEREAS, the Planning Commission held a public meeting to discuss the proposed amendment on March 10, 2009 and held a public hearing to receive citizens' comments on the proposed amendment on April 14, 2009; and

WHEREAS, the City Council has received recommendations from the Planning Commission regarding the proposed amendment; and

WHEREAS, the City Council held a public meeting on April 27, 2009 to review and discuss the proposed amendment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1: Amendments to BMC Title 19. The City Council of the City of Burien hereby amends BMC Title 19 as shown on attached Exhibit A incorporated by reference as if fully set forth herein.

Section 2: Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3: Savings. The enactments of this ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this ordinance.

Section 4: Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 4TH DAY OF MAY 2009, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 4TH DAY OF MAY, 2009.

CITY OF BURIEN

/s/ Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

/s/ Monica Lusk, City Clerk

Approved as to form:

/s/ Christopher Bacha

Kenyon Disend, PLLC

Interim City Attorney

Filed with the City Clerk: April 23, 2009

Passed by the City Council: May 4, 2009

Ordinance No. 510

Date of Publication: May 8, 2009